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[Additional counsel on signature page]

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

SVB FINANCIAL TRUST

Plaintiff,

v.

FEDERAL DEPOSIT INSURANCE
CORPORATION AS RECEIVER FOR
SILICON VALLEY BANK AND SILICON
VALLEY BRIDGE BANK, N.A.,

Defendants.

Case No. 5:24-cv-01321-BLF

**JOINT STIPULATION AND
~~PROPOSED~~ ORDER TO ENLARGE
TIME FOR BRIEFING ON PLAINTIFF
SVBFT'S MOTION TO STRIKE**

Dept: Courtroom 3 - Fifth Floor
Judge: Hon. Beth Labson Freeman

Pursuant to N.D. Cal. Civil Local Rule 6-2 and 7-12, Plaintiff SVB Financial Trust (“SVBFT”) and Defendants Federal Deposit Insurance Corporation as Receiver for Silicon Valley Bank and Silicon Valley Bridge Bank, N.A. (collectively, “FDIC-Rs”) (together with SVBFT, “Parties”) submit this Joint Stipulation and Proposed Order.

WHEREAS, SVBFT filed its Motion to Strike FDIC-Rs’ Affirmative Defenses (“Motion to Strike”) (Dkt No. 160) on February 12, 2025;

WHEREAS, the hearing on SVBFT’s Motion to Strike is set for May 1, 2025;

WHEREAS, the current briefing schedule provides that FDIC-Rs’ response is due on February 26, 2025, and SVBFT’s reply is due on March 5, 2025;

WHEREAS, counsel for SVBFT and FDIC-Rs have met and conferred regarding their schedules and the briefing needs for SVBFT’s Motion to Strike;

WHEREAS, the Parties agree that it would be in the Parties’ best interest and in the interest of judicial efficiency to extend: (1) FDIC-Rs’ response deadline to March 17, 2025 and (2) SVBFT’s reply deadline to April 10, 2025;

WHEREAS, this is the Parties’ first request to extend the briefing schedule related to the Motion to Strike. The Parties previously stipulated (and the Court granted) extending the time for FDIC-Rs’ Answer and SVBFT’s time to move to strike or dismiss any defenses or counterclaims (Dkt Nos. 133, 134);

WHEREAS, the proposed briefing schedule comports with the Court’s Standing Order regarding Civil Cases No. IV.B, which recommends that reply briefs be filed at least 21 days before the hearing; and

WHEREAS, the extension will not extend any other case deadlines.

NOW, THEREFORE, THE PARTIES AGREE AND JOINTLY STIPULATE:

1. FDIC-Rs shall file their response in opposition to SVBFT’s Motion to Strike no later than March 17, 2025.

2. SVBFT shall file its reply in support of its Motion to Strike no later than April 10, 2025.

1 IT IS SO STIPULATED.

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3 Dated: February 19, 2025

/s/ Lawrence H. Heftman

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1 Dated: February 19, 2025

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12 Dated: February 19, 2025

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Counsel for Plaintiff SVB FINANCIAL TRUST

ATTESTATION

I am the ECF user whose identification and password are being used to file the foregoing Stipulation and Proposed Order. Pursuant to Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this document has been obtained from the other signatories.

Dated: February 19, 2025

By: /s/ Lawrence H. Heftman
Lawrence H. Heftman

~~PROPOSED~~ ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: February 19, 2025


HON. BETH LABSON FREEMAN
UNITED STATES DISTRICT JUDGE